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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Satoshi OTSUKA**

Group Art Unit: 2811

Serial No.: 10/816,955

Examiner: **Samuel A. Gebremariam**

Filed: **April 5, 2004**

Confirmation No.: 2296

For: **SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING  
THE SAME**

Attorney Docket Number: 042322

Customer Number: 38834

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Date: March 21, 2005

Sir:

This paper is submitted in response to the Official Action dated February 23, 2005.

In the Action, restriction is required between Group I, Claims (1-11) and Group II, Claims (12-20).

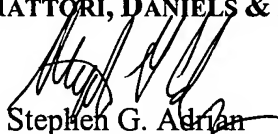
Applicant hereby elects the subject matter of Group I, Claims (1-11) for prosecution in this application. This election is made without traverse, and it is understood that Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

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If this paper is not timely filed, Applicant respectfully petitions for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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